

EXHIBIT “D”

DATED: JYLY 16, 2007

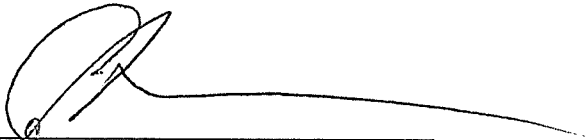
TO: MYRA T. YAMADA,
LEGAL SECRETARY

FROM ANTHONY T. SHANNON
COMMISSIONED AGENT

SUBJECT: DECLARATION OF ANTHONY T. SHANNON

I ANTHONY T. SHANNON, COMMISSIONED AGENT, BY THE DEPARTMENT OF PUBLIC SAFETY, STATE OF HAWAII, DECLARE THAT ON JUNE 1, 2007 I ATTEMPTED SERVICE UPON WAYNE BERRY THROUGH HIS ATTORNEY, TIMOTHY J. HOGAN, MR. HOGAN WAS NOT AVAILABLE. ON JUNE 4, 2007 I SPOKE WITH MR. TIMOTHY J. HOGAN, AND ASKED HIM TO ACCEPT SERVICE FOR HIS CLIENT, WAYNE BERRY AND MR. HOGAN DECLINED SAYING THAT HE WAS NOT AUTHORIZED TO ACCEPT SERVICE FOR WAYNE BERRY..

END OF DECLARATION


A. SHANNON